



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Daniel J. McKernan et al.  
Serial No.: 10/039,857  
Filing Date: 10/26/2001  
Title: METHOD AND APPARATUS FOR FIXING A  
GRAFT IN A BONE TUNNEL  
Group Art Unit: 3732  
Attorney's Docket No.: MIT-0246

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

"EXPRESS MAIL" MAILING LABEL NUMBER ET916543707US

DATE OF DEPOSIT July 22, 2002

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED  
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OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE  
DATE INDICATED ABOVE AND IS ADDRESSED TO THE ASSISTANT  
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James A. Sheridan

(PERSON MAILING)

James A. Sheridan 7/22/02  
(SIGNATURE)

RESPONSE TO OUTSTANDING NOTICE TO FILE MISSING PARTS OF  
NONPROVISIONAL APPLICATION - FILING DATE GRANTED

In response to the outstanding NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION - FILING DATE GRANTED, Applicants  
hereby respectfully submit the following:

(1) a DECLARATION AND POWER OF ATTORNEY document listing  
the names of each of the inventors, specifically identifying the  
application by serial number and filing date, and signed by the  
inventors, Daniel J. McKernan and Gregory R. Whittaker;

(2) a substitute set of drawings for the application, with  
appropriate margins in compliance with 37 CFR 1.84;

(3) a duplicate copy of the NOTICE TO FILE MISSING PARTS OF APPLICATION - FILING DATE GRANTED, as requested in the Notice; and

(4) one (1) check in the amount of \$130.00 to cover the surcharge for the late filing of the Declaration, this charge having been calculated on the basis of Large Entity status.

In the event that any additional fees may be required to be paid in connection with this submission, please charge the same, or credit any overpayment, to Deposit Account No. 16-0221.

A duplicate copy of this RESPONSE TO OUTSTANDING NOTICE TO FILE MISSING PARTS OF APPLICATION - FILING DATE GRANTED is enclosed for the convenience of the Patent and Trademark Office.

Respectfully submitted,



7/22/02

James A. Sheridan

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MIT-0246

*ZB*

**UNITED STATES PATENT AND TRADEMARK OFFICE**

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/039,857	10/26/2001	Daniel J. McKernan	MIT-0246

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**CONFIRMATION NO. 3947**  
**FORMALITIES LETTER**



\*OC00000007511634\*

Date Mailed: 02/21/2002

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

07/25/2002 BSAYASI1 00000147 10039857

01 FC:105                    130.00 DP  
02 FC:117                    520.00 DP

*A copy of this notice **MUST** be returned with the reply.*

*Chungus*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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